

NOV 16 2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Marchitto et al.

ART UNIT:
3767

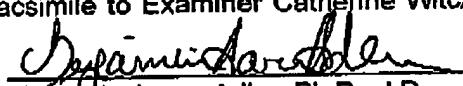
FILED: March 24, 2004

EXAMINER:
Witczak, Catherine

SERIAL NO.: 10/808,108

DOCKET:
D6476CIPFOR: Microsurgical Tissue Treatment
SystemMS Non-Fee Amendment
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450CERTIFICATE OF FACSIMILE TRANSMISSION

I certify that this Response to Response to Office Action, Petition for Extension of Time and PTO-2038 was transmitted via facsimile to Examiner Catherine Witczak at 571-273-8300 on the date below:

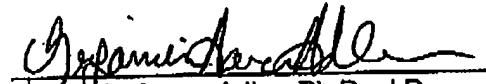
Date: Nov-16-2009

 Benjamin Aaron Adler, Ph.D., J.D.
RESPONSE AND AMENDMENT UNDER 37 C.F.R. 1.111

Dear Sir:

In response to the Office Action mailed July 14, 2009 for the above-referenced application, please enter the following amendments and consider the following remarks. Reconsideration of the pending claims is requested.

Respectfully submitted,

Date: Nov-16-2009
 ADLER & ASSOCIATES
 8011 Candle Lane
 Houston, Texas 77071
 Tel: (713) 270-5391
 Fax: (713) 270-5361
 Ben@adlerandassociates.com


 Benjamin Aaron Adler, Ph.D., J.D.
 Registration No. 35,423
 Counsel for Applicant